



PENNIE & EDMONDS DOCKET NO. 7872-027

08/487355

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Anticipated Classification of this application:

Class (subclass) _____

Prior application:

Examiner To be assigned.

Art Unit To be assigned.

Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

This is a request for filing a ☐ continuation ☒ divisional application under 37 CFR § 1.60, of pending prior application serial no. to be assigned, filed on June 6, 1995, with Attorney Docket No. 7872-020.

of Bolognesi, D., Matthews, T., Wild, C., Barney, S., Lambert, D., Petteway, Jr., S., Langlois, A.
(inventor(s) currently of record in prior application)

for METHODS AND COMPOSITIONS FOR INHIBITION OF MEMBRANE FUSION-ASSOCIATED
EVENTS, INCLUDING HIV TRANSMISSION
(title of invention)

1. ☒ Enclosed is a copy of the prior application, including the oath or declaration, as originally filed. I hereby verify that the enclosed is a true copy of the prior application.
2. ☐ Enclosed is a copy of the prior application, including the oath or declaration as originally filed and an affidavit or declaration verifying it as a true copy.
3. ☒ The filing fee is calculated below:

EXPRESS MAIL CERTIFICATION

"Express Mail" label No. TB 686 630 076 US Date of Deposit June 7, 1995
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

ISMAEL M. ALDONADO

(Type or print name of person mailing paper or fee)

(Signature of person mailing paper or fee)

PENY2-381406.1

**CLAIMS AS FILED IN THE PRIOR APPLICATION, LESS ANY CLAIMS
CANCELLED BY AMENDMENT BELOW**

PATENT APPLICATION FEE VALUE

TYPE	NO. FILED	LESS	EXTRA	EXTRA RATE	FEE
Total Claims	2	-20	0	\$22.00 each	0.00
Independent	1	-3	0	\$76.00 each	0.00
Basic Fee					730.00
Multiple Dependency Fee If Applicable (\$240.00)					
Total					730.00
50% Reduction for Independent Inventor, Nonprofit Organization or Small Business Concern					365.00
Total Filing Fee					\$ 365.00

4. ☒ Please charge the required fee to Pennie & Edmonds Deposit Account No. 16-1150. A copy of this sheet is enclosed.
5. ☒ Cancel in this application original claims 1-8, 10-13 and 15 of the prior application without prejudice. Claims 9 and 14 are currently pending.
- 6a. ☒ Amend the specification by inserting before the first line the following sentence: This is a ☐ continuation, ☒ division, of application serial no. 08/470,886 filed June 6, 1995, with Attorney Docket No. 7872-020, which is a continuation-in-part of serial no. 08/360,107, filed December 20, 1994, which is a continuation-in-part of serial no. 08/255,208, filed June 7, 1994, which is a continuation-in-part of 08/073,028, filed June 7, 1993, each of which is incorporated by reference in its entirety.

- 6b. ☒ Amend the title by deleting the terms "and compositions" and "HIV" and inserting the term --hepatitis B virus-- after the word "including" and before the word "transmission" so that the title now reads "Methods for Inhibition of Membrane Fusion-Associated Events, Including Hepatitis B Virus Transmission".
- 7a. ☐ Transfer the drawings from the prior application to this application and abandon the prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file.
- 7b. ☐ New formal drawings are enclosed.
- 7c. ☒ Informal drawings are enclosed.

- 8a. ☐ Priority of application serial no. $\phi\phi$ filed on $\phi\phi$ in $\phi\phi$ is claimed under 35 U.S.C. §119.
- 8b. ☐ The certified copy has been filed in prior application serial no. $\phi\phi$, filed $\phi\phi$.
- 9 ☒ Prior application serial no. 08/360,107, filed December 20, 1994 is assigned of record to Trimeris, Inc. and Duke University. A copy of which is enclosed. Application serial no. to be assigned, filed June 6, 1995, attorney Docket No. 7872-020 is a continuation-in-part of the 08/360,107 application, and is subject to the same assignment.
- 10a. ☒ The Power of Attorney appears in the papers in prior application serial no. 08/360,107, filed December 20, 1994. A copy of which is enclosed.
- 10b. ☐ Since the Power of Attorney does not appear in the original papers, a copy of the Power in prior application serial no. $\phi\phi$, filed $\phi\phi$ is enclosed.
- 11. ☐ A preliminary amendment is enclosed.
- 12. ☒ A preliminary amendment and an Information Disclosure Statement will be filed after issuance of the filing receipt.
- 13a. ☒ Small entity status was established in both prior application serial no. to be assigned, filed June 6, 1995, Attorney Docket No. 7872-020, and application serial no. 08/360,107, filed December 20, 1994, and is still proper and desired. A copy of the small entity status papers is enclosed.
- 13b. ☐ A verified statement claiming small entity status is enclosed.
- 14. ☐ This application contains nucleic acid and/or amino acid sequences required to be disclosed in a Sequence Listing under 37 CFR §§1.821-1.825. It is requested that the Sequence Listing in computer readable form from prior application serial no. $\phi\phi$, filed on $\phi\phi$ be made a part of the present application as provided for by 37 C.F.R. §1.821(e). The sequences disclosed therein are the same as the sequences disclosed in this application. A copy of the paper Sequence Listing from serial no. $\phi\phi$ is enclosed.
- 15. ☐ The undersigned states, under 37 C.F.R. §1.821(f), that the content of the enclosed paper Sequence Listing from serial no. $\phi\phi$ is the same as the content of the computer readable form submitted in application serial no. $\phi\phi$.
- 16. ☐ Additional enclosures or instructions.
- 17. ☒ Address all future communications to PENNIE & EDMONDS, 1155 Avenue of the Americas, New York, New York 10036-2711.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

June 7, 1995
(date)

Laura A. Coruzzi 30,742
Laura A. Coruzzi (Reg No.)

Name and address of signator:

Laura A. Coruzzi, Esq.

 Inventor(s)

PENNIE & EDMONDS

 Assignee of complete interest

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 Filed under rule 34(a)

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